

**Maine Revised Statutes**  
**Title 37-B: DEFENSE, VETERANS AND EMERGENCY**  
**MANAGEMENT HEADING: PL 1997, c. 455, §9 (rpr)**

**Chapter 5: MAINE CODE OF MILITARY JUSTICE**

**§436. NEW TRIAL**

At any time after approval by the convening authority of a court-martial sentence, the accused may petition the state judge advocate for a new trial on the grounds of newly discovered evidence or fraud on the court. The state judge advocate shall review the petition, the record and such other evidence as he deems appropriate and report to the convening authority his recommendation to grant or deny a new trial. If a new trial is recommended, the convening authority shall order a rehearing as provided in section 432, subsection 3. Upon filing of the petition for a new trial, any proceedings pending upon appeal or review of sentence shall be dismissed. [1983, c. 594, §30 (AMD).]

**SECTION HISTORY**

1983, c. 460, §3 (NEW). 1983, c. 594, §30 (AMD).

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